[STATE SEAL]

STATE OF NEW YORK
COURT OF APPEALS

Stuart M. Cohen
Clerk of the Court

Clerk's Office
Albany, New York 12207-1095

DECISION September 16, 2003

2-10 Mo. No. 896 Motion for leave to appeal denied.

Melvyn Kaufman,

Appellant,

v.

Anne Fass, et al.,

Respondents.

STATE OF NEW YORK,
COURT OF APPEALS

At a session of the Court, held at Court of
Appeals Hall in the City of Albany
on the sixteenth day
of September 2003

PRESENT, HON. JUDITH S. KAYE, *Chief Judge, presiding.*

2-10 Mo. No. 896

Melvyn Kaufman,

Appellant,

v.

Anne Fass, et al.,

Respondents.

A motion for leave to appeal to the Court of Appeals in the above cause having heretofore been made upon the part of the appellant herein and papers having been submitted thereon and due deliberation having been thereupon had, it is

ORDERED, that the said motion be and the same hereby is denied.

/s/ Stuart M. Cohen
Stuart M. Cohen
Clerk of the Court